

The opinion in support of the decision being entered today was not written for publication and is not binding precedent of the Board

Paper No. 22

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE BOARD OF PATENT APPEALS
AND INTERFERENCES

Ex parte LARRY STEVENS

Appeal No. 2002-0980
Application 09/228,325

ORDER REMANDING TO EXAMINER

MAILED

OCT 17 2002

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BOARD OF PATENT APPEALS
AND INTERFERENCES

On April 29, 2002, (Paper No. 20), applicant filed a Reply Brief in the above-noted application in response to the Examiner's Answer (Paper No. 17) filed on February 21, 2002.

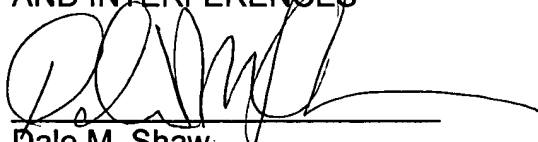
Since there is no indication in the record that the examiner has considered the Reply Brief, the application is being remanded to the examiner for attention and completion regarding the non-entry of this Reply Brief. Title 37 CFR § 1.193 states:

(b)(1) ... The primary examiner must either acknowledge receipt and entry of the reply brief or withdraw the final rejection and reopen prosecution to respond to the reply brief.

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It is important that the Board of Patent Appeals and Interferences be promptly informed of any action affecting the appeal in this case.

BOARD OF PATENT APPEALS
AND INTERFERENCES


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